

Docket No.: 42390P13380

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 01 2004

OFFICIAL

Appl. No. : 10/041,038 Confirmation No. 1947  
Inventor : Nikonov, Dmitri E.  
Assignee : Intel Corporation  
Filed : Dec. 28, 2001  
Art Unit : 2874  
Examiner : Kim, Ellen E.  
Title : Method and Apparatus for Wafer Level Testing of  
Integrated Optical Waveguide Circuits

OFFICE ACTION RESPONSE

MS Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action mailed March 2, 2004, reconsideration and further examination of the application is hereby requested. Kindly consider the following:

CERTIFICATE OF TRANSMISSION

I hereby certify that I am causing the above-referenced correspondence to be facsimile transmitted to the US Patent and Trademark Office on the date shown below:

July 1, 2004

Date of Transmission

April Worley

Name of Person Faxing Correspondence

Signature

Date

Docket No.: 42390P13380  
Appl. No.: 10/041,038

1

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

**TOTAL AMOUNT OF PAYMENT** (\$) **110.00**

## Complete if Known

Application Number	10/041,038
Filing Date	December 28, 2001
First Named Inventor	Dmitri E. Nikonov
Examiner Name	Kim, Ellen E.
Art Unit	2874
Attorney Docket No.	42390PT3380

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None  
☒ Deposit Account

Deposit Account Number: **02-2666**

Deposit Account Name: **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

### 2. EXTRA CLAIM FEES

Total Claims: **14** - 22\* = **0** x **18.00** = **\$0.00**

Independent Claims: **2** - 4\* = **0** x **86.00** = **\$0.00**

Multiple Dependent

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	16	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	280	2203	145	Multiple Dependent claim, if not paid	
1204	86	2204	43	**Reissue independent claims over original patent	
1205	16	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) <b>0.00</b>

\*or number previously paid, if greater, For Reissues, see below

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	60	2052	25	Surcharge - late provisional filing fee or cover sheet	
2053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	* Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110.00
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1404	330	2401	185	Notice of Appeal	
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1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
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1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	1809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) **110.00**

## SUBMITTED BY

Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322	Telephone	(303) 740-1980
Signature		Date			

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 02/10/2004.  
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

TELEPHONE: (303) 740-1980

INTELLECTUAL PROPERTY LAW  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES, CA 90025

FACSIMILE: (303) 740-6962

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JUL 01 2004

**OFFICIAL****FACSIMILE COVER SHEET**

Deliver to: Kim, Ellen E. Art Group: 2874  
Company Name: USPTO  
Facsimile No.: 703-872-9306 Date: \_\_\_\_\_  
From: Kenneth J. Cool, Reg. No. 40,570  
Our Docket No.: 42390P13380 Number of pages \_\_\_\_\_ including this sheet.  
Application: 10/041,038 Filing Date: 12/28/2001

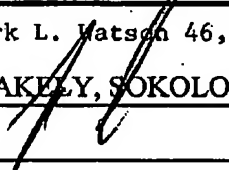
SubjectRemarks

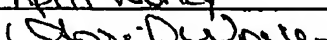
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If you do not receive all the pages, or if there is any difficulty in receiving, please call: (303) 740-1980 and ask for Krista Mathieson.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	10/041,038
		Filing Date	December 28, 2001
		First Named Inventor	Dmitri E. Nikonov
		Art Unit	2874
		Examiner Name	Kim, Ellen E.
Total Number of Pages in This Submission	12	Attorney Docket Number	42390P13380

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">         Certificate of Facsimile       </div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Mark L. Watson 46,322 <b>BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</b>
Signature	
Date	

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.			
Typed or printed name	April Worey		
Signature		Date	7/1/04

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 06/04/2004.  
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Attorney Docket No.	42390PI3380

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Deposit Account Number: 02-2666

Deposit Account Name: Blakely, Sokoloff, Taylor &amp; Zafman LLP

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Multiple Dependent						=	

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*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$) 110.00

## SUBMITTED BY

Name (Print/Type): Mark L. Watson

Registration No. (Attorney/Agent)

46,322

## Complete (if applicable)

Telephone (303) 740-1980

Signature

Date

 Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (Wtr) 02/10/2004.  
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Docket No.: 42390P13380

**INTRODUCTORY COMMENTS**

**Request for an Extension of Time**

This Office Action Response is submitted in response to the Final Office Action dated March 2, 2004 for which the shortened statutory period for response was set to expire on June 2, 2004. It is believed that an additional extension of time fee is required to extend the period of reply to July 2, 2004. In the event any extension of time fee is required, or any other fee related to this Response is required, please consider this a request therefore. Authorization is hereby given to charge Deposit Account No. 50-0221 for such fee or fees.

**Authorization to Charge Deposit Account**

Authorization is hereby given to charge Deposit Account No. 50-0221 for any fee or fees related to this Office Action Response.

Docket No.: 42390P13380  
Appl. No.: 10/041,038

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